

[Counsel Listed Below]

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

**IN RE STATIC RANDOM ACCESS  
MEMORY (SRAM) ANTITRUST  
LITIGATION**

) Case No. M:07-cv-01819-CW

) MDL No. 1819

) **STIPULATION AND ORDER  
REGARDING SUBSTANTIVE  
DISCOVERY PRODUCED AFTER  
DECEMBER 11, 2009**

\_\_\_\_\_  
**This Document Relates to:**

**ALL ACTIONS**

WHEREAS, fact discovery for both the Direct-Purchaser and Indirect-Purchaser actions is scheduled to end December 11, 2009;

WHEREAS, several Parties have timely served discovery requests (e.g. document requests, interrogatories, deposition notices) for which responses were (or are) due on or before December 11, 2009;

WHEREAS, there are (or may be) disputes relating to such timely-served discovery requests;

WHEREAS, resolution of such disputes may be resolved through the meet and confer process and without the need for any motion seeking a court order;

WHEREAS, all Parties are in agreement to the terms of this Stipulation;

IT IS HEREBY STIPULATED by the undersigned counsel on behalf of the Parties identified below, that:

(1) To the extent substantive discovery (e.g. documents, interrogatory answers, deposition testimony) is produced in response to a timely-served discovery request, no Party will object to the use of such substantive discovery on the grounds that it was produced after the fact discovery cut-off date of December 11, 2009;

(2) To the extent a propounding Party is unable to reach agreement regarding substantive discovery to be produced in response to a timely-served discovery request, the propounding Party may bring a motion to compel no later than January 8, 2010, and no Party will object on timeliness grounds to such motion;

Dated: December 10, 2009

By: /s/ Joseph W. Cotchett  
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*Lead Counsel for the Direct-Purchaser Class*

Dated: December 10, 2009

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Dated: December 10, 2009

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*Liaison Counsel for Defendants*

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

**12/21**  
DATED: \_\_\_\_\_, 2009



Hon. Claudia Wilken  
United States District Judge  
Northern District of California

**ATTESTATION OF FILING**

Pursuant to N.D. Cal. General Order No. 45, section 45 X(B), I, Neil Swartzberg, hereby attest that concurrence in the filing of this stipulation and proposed order has been obtained from the individuals from whom I have provided the conformed signatures above.

**COTCHETT, PITRE & McCARTHY**

By: /s/ Neil Swartzberg  
Neil Swartzberg

*Lead Counsel for the Direct-Purchaser Class*